

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

NOTICE OF DOCUMENT DISCREPANCIES

FILED

2008 MAY -5 PM 2: 00

TO: ☒ U. S. DISTRICT JUDGE / ☐ U. S. MAGISTRATE JUDGE CLERK US DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
FROM: R. Mullin, Deputy Clerk RECEIVED DATE: 4/30/2008
BY Rm DEPUTY
CASE NO.: 08cv0325 LAB (POR) DOCUMENT FILED BY: Petitioner
CASE TITLE: Burton v. Director
DOCUMENT ENTITLED: Ex Parte Motion for Appointment of Counsel

Upon the submission of the attached document(s), the following discrepancies are noted:

<input checked="" type="checkbox"/>	Local Rule	Discrepancy
<input type="checkbox"/>	5.1	Missing time and date on motion and/or supporting documentation
<input type="checkbox"/>	5.3	Document illegible or submitted on thermal facsimile paper
<input type="checkbox"/>	5.4	Document not filed electronically. Notice of Noncompliance already issued.
<input type="checkbox"/>	7.1 or 47.1	Date noticed for hearing not in compliance with rules/Document(s) are not timely
<input checked="" type="checkbox"/>	7.1 or 47.1	Lacking memorandum of points and authorities in support as a separate document
<input type="checkbox"/>	7.1 or 47.1	Briefs or memoranda exceed length restrictions
<input type="checkbox"/>	7.1	Missing table of contents
<input type="checkbox"/>	15.1	Amended pleading not complete in itself
<input type="checkbox"/>	30.1	Depositions not accepted absent a court order
<input type="checkbox"/>		Supplemental documents require court order
<input type="checkbox"/>		Default Judgment in sum certain includes calculated interest
<input checked="" type="checkbox"/>		<u>OTHER: Case closed.</u>

Date forwarded: 5/1/2008

ORDER OF THE JUDGE / MAGISTRATE JUDGE

IT IS HEREBY ORDERED: 4/18/08 Order instructed petitioner to re-open case by filing a First Amended Petition no later than 6/16/08.

☐ The document is to be filed nunc pro tunc to date received.

☒ The document is NOT to be filed, but instead REJECTED, and it is ORDERED that the Clerk serve a copy of this order on all parties.

Rejected document to be returned to pro se or inmate? ☒ Yes. Court Copy retained by chambers ☐

Counsel is advised that any further failure to comply with the Local Rules may lead to penalties pursuant to Local Rule 83.1

CHAMBERS OF: LARRY ALAN BURNS
U.S. DISTRICT JUDGE

Dated: 5-5-08
cc: All Parties

By: Harry Law Clerk

REJECTED

CDC # FO2720
In Pro Per

4-26-08
CASE NO. 08-0325 LAB (PR)

IN THE UNITED STATES DISTRICT COURT
SOUTHERN CALIFORNIA DISTRICT.

~~CALIFORNIA SUPERIOR COURT~~ Error EWB

IN AND FOR THE COUNTY OF SAN DIEGO CA.

ERIC WILTON BARTON #FO2720

Petitioner/Plaintiff

vs. DIRECTOR, C.D.C.R.
REPRESENTED BY THE STATE
ATTORNEY GENERAL

Defendant/Respondent.

CASE No. 08-0325 LAB (PR)
EX-PARTE MOTION FOR APPOINTMENT
OF COUNSEL, AND/OR OTHER ALTERNA-
TIVE RELIEF, DECLARATION, MEMOR-
ANDUM OF POINTS AND AUTHORITIES
IN SUPPORT THEREOF.

TO: THE PRESIDING JUDGE OF THE ABOVE ENTITLED COURT:

COMES NOW: ERIC WILTON BARTON Defendant in the above
(Your Name)

styled cause of action, acting in propria persona herein for the
limited purposes stated below, and respectfully moves this Honor-
able Court for an order appointing counsel to represent him in any
and all further proceedings against him that may affect his
present or future economic interests, or in the alternative, order
his personal appearance at all such future hearings, including law
and motion, pretrial or grant him a continuance to prepare and
trial, or grant him a continuance to prepare or otherwise seek
such counsel, or abate or otherwise defer trial of the action
against him until he should possibly secure counsel or be
released from custody.